

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

THOMAS E. HORNISH AND
SUZANNE J. HORNISH JOINT LIVING
TRUST, et al.,

Plaintiffs,

v.

KING COUNTY,

Defendant.

CASE NO. C15-284 MJP

ORDER ON MOTION TO
WITHDRAW AS COUNSEL FOR
PLAINTIFFS

The Court, having received and reviewed the Motion of Daryl A. Deutsch for Leave to Withdraw as Counsel for Plaintiffs (Dkt. No. 40), rules as follows:

IT IS ORDERED that the motion is DENIED without prejudice.

Plaintiffs' local counsel counsel, Daryl A. Deutsch, proposes to withdraw and to substitute in his place one of the parties, Thomas Hornish, who is an attorney. The Court finds that the potential for conflict of interest renders this proposal inadvisable. *See Duncan v. Poythress*, 777 F.2d 1508, 1509 (11th Cir. 1985); *Hotel Prince George Affiliates v. Maroulis*, 194 A.D.2d 440, 441, 599 N.Y.S. 2d 27, 28 (1993).

1 The motion is denied without prejudice to renew the request after remedying the defect
2 noted above.

3
4 The clerk is ordered to provide copies of this order to all counsel.

5 Dated this 27th day of January, 2016.
6

7
8 

9 Marsha J. Pechman
10 United States District Judge
11
12
13
14
15
16
17
18
19
20
21
22
23
24